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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ERIC CLAROLLA, an individual,

CASE NO.: 2:23-cv-00313-CDS-EJY

Plaintiff,

VS.

ALBERTSONS, LLC, a limited liability company; CENTER POINTE PLAZA LLC, a Nevada limited liability company; DOES 1 through 10, and ROE CORPORATIONS 1 through 20, inclusive.

Defendants.

STIPULATION TO EXTEND
DISCOVERY PLAN AND SCHEDULING
ORDER

SPECIAL SCHEDULING REVIEW REQUESTED

Plaintiff ERIC CIAROLLA by and through his attorney JORDAN P. SCHNITZER, ESQ., of THE SCHNITZER LAW FIRM, and Defendant ALBERTSONS, LLC, by and through its attorneys LEW BRANDON, JR., ESQ., JEFFREY J. ORR, ESQ. and JUSTIN PASQUALE, ESQ., of BRANDON | SMERBER LAW FIRM, hereby stipulate and agree that the discovery schedule shall be extended pursuant to LR 26-3.

I. Discovery Conducted to Date:

The parties have prepared their initial early case conference lists of witnesses and documents. Plaintiff has supplemented his disclosures once while Defendant has supplemented its disclosure six times. Written discovery has been propounded by both parties, and both parties have served responses thereto.

1 Defendant received executed medical authorizations to obtain copies of Plaintiff's medical records.
2 Plaintiff's deposition is complete.

3 **II. Discovery to Be Conducted:**

- 4 1. Disclosure of retained/rebuttal experts;
5 2. Other expert designations, if applicable;
6 3. Expert depositions;
7 4. Depositions of treating physicians;
8 5. Depositions of Defendants' employees and FRCP 30(b)(6) witness(s);
9 6. Percipient witness depositions;
10 7. Any other discovery as allowed by the rules.

11 **III. The Reason Discovery Cannot Be Done Within The Existing Discovery Time Limits:**

12 The parties are rescheduling mediation with Judge Gene Porter (Ret.) as Defendant was unable to
13 procure a complete copy of Plaintiff's medical records, though the request is being processed. The
14 mediation has been rescheduled for November 13, 2023. The parties wish to mediate before experts are
15 disclosed.

16 **Current Discovery Deadlines**

- 17 1. Amend Pleadings/Add Parties: September 11, 2023
18 2. Disclosure of Experts: September 11, 2023
19 3. Disclosure of Rebuttal Experts: October 13, 2023
20 4. Discovery Cut-Off: December 11, 2023
21 5. Dispositive Motions deadline: January 11, 2024

22 **Proposed Schedule For Completing All Remaining Discovery**

23 The parties propose the following amendments:

- 24 1. Amend Pleadings/Add Parties: November 13, 2023
25 2. Disclosure of Experts: November 13, 2023
26 3. Disclosure of Rebuttal Experts: December 12, 2023
27 4. Discovery Cut-Off: February 9, 2024
28 5. Dispositive Motions deadline: March 11, 2024

1 **IV. Other Matters:**

2 Plaintiff filed a motion for remand, which is still pending before this court.

3 DATED this 21st day of August 2023.

4 **THE SCHNITZER LAW FIRM**

5 */s/ Jordan P. Schnitzer*
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13 Attorneys for Plaintiff,
14 ERIC CIAROLLA

DATED this 21st day of August 2023.

BRANDON | SMERBER LAW FIRM

/s/ Lew Brandon, JR
LEW BRANDON, JR., ESQ.
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JUSTIN PASQUALE, ESQ.
Nevada Bar No. 15079
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Las Vegas, Nevada 89119
Attorneys for Defendant,
ALBERTSONS LLC

15 **ORDER**

16 **IT IS SO ORDERED.**

17 Dated this 21st day of August, 2023.

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21 UNITED STATES MAGISTRATE JUDGE